

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION**

SAKIMA IBAN SALIH EL BEY

PLAINTIFF

v.

No. 3:19-cv-53-DPM

**JOHNSON, Officer, West Memphis
Police Department; MCELROY,
Officer, West Memphis Police
Department; WEST MEMPHIS
POLICE DEPARTMENT; ARKANSAS,
STATE OF; ASA HUTCHINSON; and
DOES, Congress of Arkansas House of
Representatives and Congress of Arkansas
Senate**

DEFENDANTS

ORDER

At the Court's request, El Bey has supplemented his motion to amend. The Court must screen El Bey's complaint, as amended and supplemented. *No 1, 5, 7 & 8*; 28 U.S.C. § 1915(e)(2). El Bey claims his constitutional rights were violated when two West Memphis police officers arrested him. Because he's a "Preamble Citizen," he says his arrest violated federal law. *No 5 at 1*.

El Bey's claims are barred. *Heck v. Humphrey*, 512 U.S. 477, 486-87 (1994). A judgment in El Bey's favor would necessarily call into question his state-court conviction for reckless driving without a license. And he hasn't alleged that his conviction has been reversed,

expunged, invalidated, or otherwise called into question. *Ibid.* He has, apparently, pursued an appeal in a related civil case. *No 7 at 4.* But his conviction still stands. El Bey's motion to amend, *No 5*, is denied. The Court's Judgment dismissing El Bey's case without prejudice, *No 4*, remains in place.

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

13 May 2019